

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

June 12, 2009

DIVISION THREE

[illegible]

The judgment is affirmed.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FOUR

B208905 People (Not for Publication)
v.
Polk

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.
Manella, J.

June 12, 2009 (Continued)

DIVISION FOUR (continued)

B210078 People v. Moore (Not for Publication)

The judgment is affirmed.

Willhite, J.

We concur: Epstein, P.J.
Manella, J.

B214102 M.O. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services, r.p.i.)

The writ is denied.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

DIVISION FIVE

B206784 Murphy & Maconachy, Inc. et al (Not for Publication)
v.
Preferred Bank

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur: Turner, P.J.
 Kriegler, J.

DIVISION FIVE (continued)

[illegible]

The judgment is modified (1) to impose four five-year enhancements pursuant to section 667, subdivision (a) on count 1, for a total of 20 years; (2) to strike the three one-year enhancements pursuant to section 667.5, subdivision (b) with respect to defendants prior prison terms in case numbers A767211, BA013190 and BA060379; (3) to award defendant presentence credit of 690 days, consisting of 600 days of actual custody and 90 days of conduct credit; and (4) to impose a second \$20 court security fee pursuant to section 1465.8, subdivision (a)(1), for a total of \$20. The matter is remanded to the trial court with instructions either to strike or to impose the section 667.5, subdivision (b) enhancement with respect to defendant's prior prison term in case number A973447. If the enhancement is imposed, the trial court is to impose the enhancement separately and consecutively on both counts 1 and 2. In all other respects, the judgment is affirmed.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

B214736 Y.H. (Not for Publication)
v.
Superior Court, Los Angeles County
(DCFS, r.p.i.)

The petition for extraordinary relief is denied. This opinion shall become final immediately upon filing.

Mosk, J.

We concur: Turner, P.J.
 Kriegler, J.

June 12, 2009 (Continued)

DIVISION FIVE (continued)

B208695 Mary Lou Zelmanski
 v.
 Golden Pin, et al

Filed order denying petition for rehearing.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Woods, J., Jackson, J. and Deborah Lee, Deputy Clerk.

Each of the following:

B204590 People v. James
B208433 People v. Cabrera
B208449 People v. Frazier
B208757 DCFS v. Francois C.
B208971 People v. Dumas
B209695 People v. J.C.
B211071 DCFS v. Jennifer C.

Argument waived, cause submitted.

B206355 People
 v.
 Medina and Leon

Merits:

Argued by David Polsky and Gregory Cannon for appellants and by Robert Schneider for respondent. Cause submitted.

Court recessed.

Court reconvened at 10:00 a.m.

Present: Perluss, P.J., Woods, J., Jackson, J. and Deborah Lee, Deputy Clerk.

DIVISION SEVEN (continued)

B214199 Los Angeles County, D.C.F.S.
 v.
 Los Angeles Superior Court
 Estella C., et al.

Merits:

Argued by Ellen Bacon for petitioner, by Eliot Grossman for real parties in interest and by Sophia Ali for Minors. Cause submitted.

B208065 Marino
 v.
 Pro Sports et al.

Merits:

Argued by Henry Josefsberg for appellant and by Christopher Lilly for respondents. Cause submitted.

B208405 Keller
 v.
 Keller

Merits:

Argued by Madhu Kalra for appellant and by Lowell Dosch for respondent. Cause submitted.

B207394 Pourzia
 v.
 St. Mary's Medical Center

Merits:

Argued by Jonathan Shibley for appellant and by Barry Landsberg for respondent. Cause submitted.

Court adjourned.